

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
COLUMBIA DIVISION**

KAREN MCNEIL, et al.,  
On behalf of themselves and all others similarly  
situated,

Plaintiffs,

v.

COMMUNITY PROBATION SERVICES, LLC,  
et al.,

Defendants.

Case No. 1:18-cv-00033

Judge Campbell / Frensley

**JOINT MOTION TO SET ORAL ARGUMENT**

In accordance with Local Rule 78.01 of this Court and in accordance with Section III, C, 4 of Judge Campbell's Practice and Procedure Manual, the Parties<sup>1</sup> jointly move this Court to set oral argument on the following dispositive motions filed by various Defendants:

- PSI Defendants' Renewed Motion for Summary Judgment (Doc. No. 363);
- Defendants Community Probations Services, LLC and Patricia McNair's Motion to Dismiss pursuant to Fed. R. Civ. P. 12(b)(6) (Doc. No. 369); and
- Defendants Community Probations Services, LLC and Patricia McNair's Motion to Dismiss pursuant to Fed. R. Civ. P. 12(b)(1) (Doc. No. 374).

The Parties submit that oral argument may assist the Court in considering the issues presented by these Motions. However, the PSI Defendants respectfully request that the Court hold a separate hearing on their motion for summary judgment originally filed on August 14, 2019 after the depositions of plaintiffs Lucinda Brandon and Tanya Mitchell for the following reasons: (1)

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<sup>1</sup> The Parties subject to these Motions make this joint request. This includes the Plaintiffs, the PSI Defendants, Community Probations Services, LLC, and Patricia McNair.

the PSI Defendants do not believe that the Court can reasonably hold a single hearing for all three motions because of the volume of pleadings and number of issues involved; and (2) the PSI motion for summary judgment is based entirely on the actual facts of Lucinda Brandon and Tanya Mitchell's cases, which have no relevance to any of CPS's motions.

The Plaintiffs submit that oral argument on these Motions should be conducted together in one hearing because the issues presented by these Motions overlap. CPS takes no position on whether the Court should hold separate hearings.

Dated: August 25, 2020

Respectfully Submitted,

/s/ David W. Garrison .

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**CERTIFICATE OF SERVICE**

I hereby certify that this *Joint Motion For Oral Argument* was filed electronically with the Clerk's office by using the CM/ECF system and served via the Court's ECF system on the following counsel on August 25, 2020:

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